

City Council Agenda

Council President
Brad Castillo

Councilmembers

Tom Boyajian

Brian Calhoun
Mike Dages

City Manager
Daniel G. Hobbs

Jerry Duncan

City Clerk
Rebecca E. Klisch , CMC

Henry T. Perea, Acting President
Cynthia Sterling

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650

The City Council welcomes you to this meeting.

TUESDAY, APRIL 27, 2004

If you would like to speak, fill out a speaker request form available from the City Clerk's Office and in the Council Chambers. The agenda is available on www.ci.fresno.ca.us. The Council meeting can also be heard live at the same web site address.

8:30 A.M. ROLL CALL

Invocation by Pastor Mike Bruton of the Northeast Assembly

Pledge of Allegiance to the Flag

Proclamation of "AMERICAN CANCER SOCIETY - RELAY FOR LIFE" - Mayor Autry and All Councilmembers

Proclamation of "OLDER AMERICANS MONTH" - Councilmember Sterling

Presentation of P.R.I.D.E. Team Certificates ***(Reception immediately following - 2nd floor foyer)***

Council action on unscheduled items, if any, shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda. For each matter considered by the Council, there will first be a staff presentation, followed by a presentation from the project applicant. Testimony from those in attendance will then be taken. All testimony given will be limited to three minutes per person.

The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker. The green light will be turned on when the speaker begins. The yellow light will come on with one minute remaining and one tone will sound. The speaker should be completing the testimony by the time the red light comes on and two tones sound, indicating that time has expired.

Approve minutes of April 20, 2004

Action Taken:

Councilmember Reports and Comments

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

1. **GENERAL CONSENT CALENDAR**

(All consent calendar items are considered to be routine and will be treated as one agenda item. The Consent Calendar will be enacted by one motion. Public comment on the Consent Calendar is limited to three (3) minutes per speaker. There will be no separate discussion of these items unless requested by a Councilmember, in which event the item will be removed from the Consent Calendar and will be considered at 2:00 p.m.)

- A. **RESOLUTION** - Authorizing submittal of a grant application to the California Parks and Recreation Department under the land and water conservation fund for improvements to the Fulton Mall - PR&CS
Action Taken:
- B. **RESOLUTION** - Authorizing the filing of an application for a grant from the Urban and Community Forestry Program - Public Works Dept.
Action Taken:
- C. * Award a requirements contract to Clovis Well Drilling of Fresno, California to furnish and install water well pumping equipment - General Services Dept./Dept. of Public Utilities
Action Taken:
- D. * Award a contract to NEC Solutions (America), Inc. of Rancho Cordova, California for Mobile Data Terminals (MDT) - General Services Dept./Fire Dept.
Action Taken:
- E. **RESOLUTION** - Authorizing the submittal of funding requests to the Department of Conservation (DOC) - Dept. of Public Utilities
Action Taken:
- F. Approve agreement with Joe Souza Farms and Sandra Tavares for closure of agricultural wells and acquisition of groundwater monitoring well easements on properties adjacent to the closed sanitary landfill site at Jensen and West Avenues - Dept. Of Public Utilities
Action Taken:

SCHEDULED COUNCIL HEARINGS AND MATTERS

10:00 A.M. HEARING to consider Rezone Application No. R-03-14, and environmental findings, filed by Sun Ridge Developers, pertaining to approximately 39 acres of land located on the west side of S. Clovis Avenue between E. Church and E. Jensen Avenues - Planning and Development Dept. **(Property located in District 5)**

Action Taken:

1. Consider and adopt finding of Mitigated Negative Declaration for Environmental Assessment R-03-14/T-5171

Action Taken:

2. **BILL** - Amending the Official Zone Map to rezone the property **from** AE-5/UGM (*Exclusive Five Acre Agricultural/Urban Growth Management*) and AE-20 (*County - Exclusive Twenty Acre Agricultural*) zone districts **to** the R-1/UGM (*Single Family Residential/Urban Growth Management*) zone districts

Action Taken:

10:15 A.M. CONTINUED HEARING to consider Plan Amendment Application No. A-03-11, Rezone Application No. R-03-57, and environmental findings, filed by John Allen, pertaining to approximately 34 acres of land located on the southwest corner of N. Figarden Drive and N. Brawley Avenue **(Property located in District 2)** - Planning and Development Dept.

Action Taken:

1. Consider and adopt finding of Mitigated Negative Declaration for Environmental Assessment A-03-11/R-03-57/C-04-25/T-5278

Action Taken:

2. **RESOLUTION** - Amending the 2025 Fresno General Plan and the Bullard Community Plan

Action Taken:

3. **BILL** - Amending the Official Zone Map to rezone the property **from** AE-5/UGM (*Exclusive Five Acre Agricultural/Urban Growth Management*) zone district **to** the R-1/UGM (*Single Family Residential/Urban Growth Management*) and C-P/UGM (*Administrative and Professional Office/Urban Growth Management*) zone districts

Action Taken:

10:30 A.M. - 10:45 A.M. - RECESS

10:45 A.M. Presentation of Zoo Committee report and recommendations

Action Taken:

1. Council discussion and direction regarding operation of Chaffee Zoological Gardens

Action Taken:

2:00 PM #1 **CONTESTED CONSENT ITEMS**

2:00 PM #2 **JOINT CLOSED SESSION WITH THE REDEVELOPMENT AGENCY**

- A. Public Employee Performance Evaluation - Government Code Section 54957 - Councilmember Dages

Title: Redevelopment Agency Executive Director Dan Fitzpatrick

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

2:30 P.M. Council discussion regarding Fresno/Clovis schools for the 21st century proposal - Councilmember Calhoun

Action Taken:

2:45 P.M. Approve proposed amendment to the 2003-2004 Annual Action Plan reallocating \$750,000 of HOME Investment Partnerships Act funds to the Home Buyer Assistance Program - Planning and Development Dept.

Action Taken:

3:00 P.M. **REGULAR SESSION OF THE FRESNO REDEVELOPMENT AGENCY**

Approve Agency of April 13, 2004

Action Taken:

- A.** Consider matters relating to an Exclusive Negotiation Agreement between the Redevelopment Agency of the City of Fresno, and Forest City Development California, Inc. for the study area (Convention Center, Chinatown expanded, and Central Business District Redevelopment Project Areas) and take the following actions: **(Agency action)**
1. Approve a twelve (12) month Exclusive Negotiation Agreement
 2. Authorize and direct staff to initiate CEQA review, and
 3. Authorize and direct staff to initiate any Redevelopment Plan amendments for affected Redevelopment Project Areas, and prepare any other necessary related documents

Action Taken:

- B.** Consider matters relating to an Exclusive Negotiation Agreement between the Redevelopment Agency of the City of Fresno and Fresno Historic Chinatown, LLC for the study area (Chinatown Expanded Redevelopment Project Area) and take the following actions: **(Agency action)**
1. Approve a twelve (12) month Exclusive Negotiation Agreement between the Redevelopment Agency of the City of Fresno and Fresno Historic Chinatown LLC for study area,
 2. Authorize staff to initiate CEQA review, and
 3. Authorize and direct staff to initiate any plan amendments for Chinatown Redevelopment Plan, and to prepare any other necessary documents

Action Taken:

ADJOURN AGENCY

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

4:00 P.M.

**PUBLIC COMMENT PERIOD - No Council action except to place on future agenda.
Presentation limited to three (3) minutes.**

A. SCHEDULED PUBLIC COMMENT -

1. Appearance by Ruthie Mae Taylor to discuss a City tree located in the park-strip in front of her home, property located at 1404 Jensen Avenue
2. Appearance by Brady Bowen to discuss the preservation of the pool located at the Vagabond Hotel, located at 1807 Broadway **(Property located in District 3)**

B. UNSCHEDULED COMMUNICATION - Members of the public may address the Council regarding items that are not listed on the agenda and within the subject matter jurisdiction of the Council. Each person is limited to a three (3) minute presentation. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date.

2. **GENERAL ADMINISTRATION**

- A. RESOLUTION -** Adopting the “No Neighborhood Left Behind Infrastructure Plan” and strategy to fund the plan - Public Works Dept. and Acting President Perea
Action Taken:
- B.** Approve a HOME Investment Partnership Program (HOME) Community Housing Development Organization (CHDO) agreement between the City of Fresno and Self-Help Enterprises for \$1.2 million for a 41-unit single-family residential housing project at the northwest corner of E. Jensen and S. Willow Avenues - Planning and Development Dept.
Action Taken:
- C.** Consideration and approval of an agreement for Storyland and Playland liability coverage - Personnel Services Dept.
Action Taken:

3. **CITY COUNCIL**

- A. RESOLUTION -** In support of California’s law to reduce global warming pollution - Acting President Perea
Action Taken:

SCHEDULED COUNCIL HEARINGS AND MATTERS

May 4 - 10:00 A.M. HEARING re: Rezone Application No. R-03-22, filed by Francisco Alvarado

May 4 - 10:15 A.M. HEARING re: Rezone Application No. R-03-71, filed by Robert and Mary Sadlek

May 4 - 10:30 A.M. HEARING re: Rezone Application No. R-04-05, filed by Daniel Eliseian

May 4 - 10:45 A.M. HEARING re: Rezone Application No. R-04-06, filed by Pearl Donato

May 11 - 10:00 A.M. Presentation by Public Safety Commission

May 11 - 10:30 A.M. HEARING re: Rezone Appl. No. R-03-55, filed by Bennett Development, Inc.

May 11 - 10:40 A.M. HEARING re: Rezone Appl. No. R-03-61, filed by Artel Farms, Inc.

May 11 - 10:45 A.M. HEARING re: Rezone Appl. No. R-03-68, filed by Ciao Properties

May 11 - 10:50 A.M. HEARING re: Plan Amendment No. A-03-14, Rezone Appl. No. R-04-23, filed by McMillin Homes

May 11 - 2:30 P.M. WORKSHOP re: Historic Preservation, Public Art, and Green Building

May 11 - 5:00 P.M. HEARING re: Rezone Application No. R-03-12, filed by Logan Montemagni and Associates on behalf of Marathon Properties, LLC

May 18 - 10:00 A.M. HEARING regarding Community Facilities District No. 2, Annexation No. 68 Final Tract Map No. 5163 -Public Works Dept.

FUTURE WORKSHOP *(Dates to be determined)*

WORKSHOP re: Consideration of additional services to be provided by Community Facilities Districts in the City of Fresno - Public Works Dept. - **Meeting Room "A" - 2165N**

WORKSHOP re: Urban forest - Parks, Recreation and Community Services Dept. and Public Works Dept. - **Meeting Room "A" - 2165N**

JOINT WORKSHOP regarding Caltrans and City Partnership - Public Works and Planning and Development Depts. - Council President Castillo

WORKSHOP re: ADA Advisory Council - Public Works Dept. (1 Hour)

WORKSHOP re: Bike Advisory Committee - Public Works Dept.